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8
9 **BEFORE THE**
BOARD OF REGISTERED NURSING
10 **DEPARTMENT OF CONSUMER AFFAIRS**
11 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No.

2013-484

13 **JOSH DAVID CHRISTOPHER,**
14 **AKA JOSHUA DAVID CHRISTOPHER**
2561 Cressant Street
15 Tupelo, Mississippi 38801

A C C U S A T I O N

16 **Registered Nurse License No. 790588**

17 Respondent.

18
19 Complainant alleges:

20 **PARTIES**

21 1. Louise R. Bailey, M.Ed., RN (Complainant) brings this Accusation solely in her
22 official capacity as the Executive Officer of the Board of Registered Nursing, Department of
23 Consumer Affairs.

24 2. On or about January 31, 2011, the Board of Registered Nursing (Board) issued
25 Registered Nurse License Number 790588 (License) to Josh David Christopher, also known as
26 Joshua David Christopher (Respondent). The License was in full force and effect at all times
27 relevant to the charges brought herein and will expire on May 31, 2014, unless renewed.

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JURISDICTION

3. This Accusation is brought before the Board, under the authority of the following laws. All section references are to the Business and Professions Code (Code) unless otherwise indicated.

4. Section 2750 of the Code provides, in pertinent part, that the Board may discipline any licensee, including a licensee holding a temporary or an inactive license, for any reason provided in Article 3 (commencing with section 2750) of the Nursing Practice Act.

5. Section 2764 of the Code provides, in pertinent part, that the expiration of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the licensee or to render a decision imposing discipline on the license. Under section 2811, subdivision (b) of the Code, the Board may renew an expired license at any time within eight years after the expiration.

STATUTORY PROVISIONS

6. Section 2761 of the Code states:

The board may take disciplinary action against a certified or licensed nurse or deny an application for a certificate or license for any of the following:

(a) Unprofessional conduct, which includes, but is not limited to, the following:

....

(4) Denial of licensure, revocation, suspension, restriction, or any other disciplinary action against a health care professional license or certificate by another state or territory of the United States, by any other government agency, or by another California health care professional licensing board. A certified copy of the decision or judgment shall be conclusive evidence of that action.

....

COST RECOVERY

7. Section 125.3 of the Code provides, in pertinent part, that the Board may request the administrative law judge to direct a licensee found to have committed a violation or violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case.

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1 **CAUSE FOR DISCIPLINE**

2 **(Out of State Discipline)**

3 8. Respondent has subjected his Registered Nurse License to disciplinary action
4 under Code section 2761, subdivision (a)(4), in that his Mississippi registered nurse license was
5 disciplined by the State of Mississippi Board of Nursing (Mississippi Board) in a disciplinary
6 action. The circumstances are as follows.

7 9. On June 16, 2005, Respondent was vested with the right to practice nursing in the
8 State of Mississippi by virtue of License No. R872221 issued by the Mississippi Board.

9 10. On April 18, 2011, the Mississippi Board took disciplinary action against
10 Respondent's registered nurse license in a matter entitled, *In the Matter Of Mississippi License*
11 *No. R-872221 issued to: JoshChristopher,[etc.]*, charging that he violated Mississippi Code of
12 1972 Annotated (MC) section 73-15-29, subdivision (1)(l) by engaging in unprofessional
13 conduct as identified by the Mississippi Board in its rules, particularly, Chapter II, section 1.2,
14 subdivision (d), to wit, practicing nursing beyond the authorized scope of the license or directing
15 others to practice beyond their authorized scope.

16 11. The facts that led to the discipline are as follows. On December 14, 2010,
17 Respondent admitted in his statement to the Board that he administered a Decadron shot to a co-
18 worker without a Physician's order or consent. Respondent further admitted that his co-worker
19 became very ill after he administered the Decadron shot.

20 12. On June 10, 2011, the Mississippi Board approved and accepted an Agreed Order
21 executed under authority of MC section 73-15-29, subdivision (a), as its order in resolution of
22 the disciplinary action. In the Agreed Order, Respondent agreed to be formally reprimanded,
23 complete a Board-approved workshop or in-service in Legal Aspects of Nursing, and pay a fine,
24 which were imposed pursuant to MC section 73-15-29, subdivision (2).

25 **PRAYER**

26 WHEREFORE, Complainant requests that a hearing be held on the matters herein
27 alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

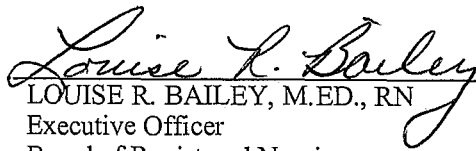
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1 1. Revoking or suspending Registered Nurse License Number 790588, issued to
2 Josh David Christopher, also known as Joshua David Christopher;

3 2. Ordering Josh David Christopher to pay the Board of Registered Nursing the
4 reasonable costs of the investigation and enforcement of this case, pursuant to Business and
5 Professions Code section 125.3;

6 3. Taking such other and further action as deemed necessary and proper.
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10 DATED: December 13, 2012


LOUISE R. BAILEY, M.ED., RN
Executive Officer
Board of Registered Nursing
Department of Consumer Affairs
State of California
Complainant

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